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The Director of Central Intelligence
Washington, D.C 20505

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Critical Intelligence Problems Committee

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DCI/ICS 83-3897
November 8, 1983

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MEMORANDUM FOR: Critical Intelligence Problems Committee Members and
Observers

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FROM: [redacted]
Vice Chairman

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SUBJECT: CIPC Narcotics Study [redacted]

1. At the 11 October 1983 meeting of the CIPC, there was general support among the members for the report prepared by the CIPC Narcotics Working Group entitled: The International Narcotics Coordination and Collection Study. The NSA member, [redacted] stated that NSA required additional time to review the report and submit formal comments. These comments have now been received from NSA. We have also received oral suggestions from DEA. The resulting proposed changes to the report are shown in line-in, line-out format at Tab A. [redacted]

2. Also at the 11 October meeting, reference was made to the fact that, as an adjunct to the CIPC Narcotics Working Group, a separate interagency panel had been established to recommend policies for the Intelligence Community that will enhance the flow of intelligence concerning narcotics to designated law enforcement agencies, while protecting the security of intelligence sources and methods. It was our intent that the work of that panel be completed in time for consideration at the 15 November 1983 CIPC principals' meeting. Unfortunately, despite an intense level of effort, it has not been possible for the panel to meet that deadline. Provided at Tab B for your information is an interim report from the Chairman, Panel on Security Considerations. [redacted]

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3. During the deliberations of the Panel on Security Considerations, it became increasingly apparent to the members that many of the security policy issues being discussed had significant legal implications. At the same time, partially as a result of issues raised by the Panel, we understand that there have been discussions among some Community General Counsels and with representatives of the Justice Department with respect to narcotics-related legal matters. Questions such as how best to protect intelligence sources and methods when intelligence data has been a contributor to a criminal prosecution quite clearly require careful legal attention in support of policy decisions. It seems equally clear that these types of legal deliberations will not reasonably be completed in the near future. []

4. There is a pressing requirement to move ahead with CIPC final review and approval of The International Narcotics Coordination and Collection Study. This need is predicated in large measure on the need to use this study as a major input to a request by the Senate Select Committee on Intelligence (SSCI) in its classified report on the FY 1984 budget. The SSCI requested that the Intelligence Community report by 31 December 1983 on a number of actions related to narcotics, to include a comprehensive collection and analysis plan to guide the development of additional capabilities needed in FY 1985 and beyond to support drug control objectives of the US. (Further details concerning this SSCI request are at Tab C.) []

5. Based on the foregoing discussion, it is recommended that the CIPC members take the following actions at the 15 November meeting:

- a. Approve for forwarding to the DCI the CIPC Narcotics Working Group report entitled The International Narcotics Coordination and Collection Study. The changes contained at Tab A will be discussed at the November 15 CIPC meeting.
- b. Note the interim report of the Chairman, Panel on Security Considerations (Tab B) and request that that Panel continue its deliberations with the objective of providing a final report to the CIPC at its first meeting after 1 January 1984.
- c. Request the CIA General Counsel to convene a legal panel with representatives, as appropriate, from the intelligence and law enforcement communities to address such issues as:
 - reviewing existing procedures relating to possible disclosure of sensitive source/method information in criminal narcotics prosecutions or other legal proceedings and, where required, initiating action to improve these procedures;

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- considering whether or not existing laws and Executive Branch directives pertaining to foreign narcotics collection by the Intelligence Community provide an adequate basis for action on the part of the Community, and making recommendations for amendment as appropriate;

and report results to the CIPC by 1 March 1984.

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